### IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Marion KWART et al. Conf.:

Appl. No.: NEW Group:

Filed: December 30, 2003 Examiner:

For: PROCESS FOR INCREASING THE YIELD IN

PLANTS BY EXPRESSING STABLY INTEGRATED

RECOMBINANT POLYPEPTIDES

# INFORMATION DISCLOSURE STATEMENT

(SUBMISSION WITH CONTINUATION-IN-PART OR

RULE 1.53(b) CONTINUATION OR DIVISIONAL APPLICATION)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 December 30, 2003

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

# LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449 form(s), attached hereto.

#### II. REFERENCES PREVIOUSLY CITED OR SUBMITTED

Pursuant to 37 C.F.R. § 1.98(d), consideration of information listed on the PTO-1449 form(s) is requested since any patents, publications, or other information which are listed on the PTO-1449 form(s) but for which copies are not enclosed herewith, were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

> U.S. Appl. No(s). U.S. Filing Date(s) 09/485,187 June 26, 2000

## III. FEES

This Information Disclosure Statement is being filed concurrent with the filing of a continuation-in-part, continuation, or divisional patent application; therefore, no fee is required.

If the Examiner has any questions concerning this IDS or requires a copy of any of the references cited but not provided, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule and charge the appropriate fee to Deposit Account No. 02-2448.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By \_\_\_\_\_\_\_\_\_#47,604 Leonard R. Svensson, #30,330 P.O. Box 747

LRS/SWG/sbp 0147-0259P Falls Church, VA 22040-0747 (703) 205-8000

Attachment(s):  $\boxtimes$  PTO-1449(s)

☐ References

☐ Foreign Search Report

☐ Other:

(Rev. 09/30/03)

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